

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION IV

345 COURTLAND STREET, N.E. ATLANTA, GEORGIA 30365

Brank: 17.2

OCT 07 1991

4WD-WPB

Charles F. Merz, Esquire Pedley, Ross, Zielke & Gordinier 1150 Starks Building 455 S. Fourth Avenue Louisville, Kentucky 40202

Re: Lee's Lane Landfill Site Louisville, Kentucky

Dear Mr. Merz:

The United States Environmental Protection Agency (EPA) hereby notifies you that the thirty-day public comment period required by Section 122(i) of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), as amended, 42 U.S.C. Section 9622(i), regarding the terms of the Administrative Order On Consent (Agreement) for the Lee's Lane Landfill Site in Louisville, Kentucky, ended on August 29, 1991. The only comments received by EPA on the Agreement were submitted by the Kentucky Resources Council. After review of these comments, EPA determined that such comments did not disclose facts or considerations which indicate that the Agreement is inappropriate, improper or inadequate. Therefore, the Agreement has become final.

Pursuant to paragraph 39 of the Agreement, the Administrative Order On Consent is effective as of the date of this letter.

If you have any questions concerning the above matter, please contact Ms. Anita L. Davis of my staff at (404) 347-5059 or Mr. Robert Caplan of our Office of Regional Counsel at (404) 347-2641, or Ms. Anna Thode of the U.S. Department of Justice at (202) 514-1197.

Sincerely yours,

Donald J. Guinyard

Director

Waste Management Division

cc: Kentucky Natural Resources and Environmental Protection Cabinet

Anna Thode, Department of Justice

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